IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

WP(C).No. 29706 of 2007(J)

PETITIONER:

P.M.MUSTAFA, AGED 56 YEARS,
S/O.MOHAMMED KUTTY, PUTHENVEEDU,
PALLATHURUTHY WARD, PAZHAVEEDU VILLAGE,
ALAPPUZHA DISTRICT.

BY ADV. SRI.K.RAMANATHAN

RESPONDENTS:
----

1. **MUSLIM SERVICE SOCIETY, (MUSLIM JAMA-ATH A-774), PALLATHURUTHY, ALAPPUZHA DISTRICT. REP. BY ITS PRESIDENT SHAJI, AGED 43 YEARS, S/O.HASSAN KUNJU, CHIRAYIL HOUSE, PALLATHURUTHY WARD, PAZHAVEEDU P.O., PAZHAVEEDU VILLAGE, ALAPPUZHA DISTRICT.**

2. **THE SECRETARY, MUSLIM SERVICE SOCIETY, (MUSLIM JAMA-ATH A-774), PALLATHURUTHY, ALAPPUZHA DISTRICT.**
   ABDUL SALAM, AGED 65 YEARS, S/O.ALIKUNJU, CHIRYIL VEEDU, THIRUMALA WARD, MULLACKAL VILLAGE, CHUNGAM, IRON BRIDGE P.O., ALAPPUZHA DISTRICT.

3. **THE SECRETARY, WAKF BOARD, ERNAKULAM.**

BY SRI.P.A.ABDUL JABBAR, SC FOR R3

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
==========
W.P.(C) NO. 29706 OF 2007 J
==========

Dated this the 8th day of October, 2007

J U D G M E N T

This writ petition is filed seeking an order directing the 1st respondent to accept the arrears of monthly subscription fee of the petitioner. 1st respondent is a voluntary organization namely Muslim Service Society, which is neither a state or its instrumentality, nor does it discharge any public duty to be amenable to a writ of mandamus.

Writ petition fails and is dismissed.

ANTONY DOMINIC, JUDGE.

Rp